

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ANJI LYNN BAKER, SR.,
Plaintiff,
v.
KILOLO KIJAKAZI, Acting
Commissioner of Social Security,
Defendant.

No. 2:23-cv-1604 DB

ORDER

Plaintiff has filed a complaint seeking judicial review of a final decision of the Commissioner denying plaintiff's application for benefits and an application to proceed in forma pauperis.

Although this action has been filed in the Sacramento Division of the United States District Court for the Eastern District of California, the complaint alleges that plaintiff's primary residence is in Fresno County, which is part of the Fresno Division of the United States District Court for the Eastern District of California. See Local Rule 120(d).

Pursuant to Local Rule 120(f), a civil action which has not been commenced in the proper division of this court in accordance with Local Rule 120(d) may, on the court's own motion, be transferred to the proper division of the court. Therefore, this action will be transferred to the Fresno Division of this court for all further proceedings.

Good cause appearing, IT IS HEREBY ORDERED that:

1. This action is transferred to the United States District Court for the Eastern District of California sitting in Fresno; and

2. All future filings shall reference the new Fresno case number assigned by the Clerk of the Court and shall be filed at¹:

United States District Court
Eastern District of California
2500 Tulare Street
Fresno, CA 93721

DATED: October 3, 2023

/s/ DEBORAH BARNES

UNITED STATES MAGISTRATE JUDGE

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¹ On September 25, 2023, plaintiff's counsel filed a status report stating that plaintiff's motion to proceed in forma pauperis "has been awaiting action since August 3, 2023," and asking that it be "given a higher priority[.]" (ECF No. 4 at 1.) Plaintiff's counsel is advised that the "Eastern District of California is suffering from an ongoing judicial emergency" and an "overwhelming caseload[.]" McCoy v. City of Vallejo, No. 2:19-cv-1191 JAM CKD, 2021 WL 492535, at *2 (E.D. Cal. Feb. 10, 2021). Such filings only add the court's work. Plaintiff is advised that future filings in this vein will be looked upon with disfavor.